IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CRIMINAL REVISION APPLICATION No 447 of 1994

For Approval and Signature:

Hon'ble MISS JUSTICE R.M.DOSHIT

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

KISHANBHAI NANDUBHAI RAVAL

Versus

STATE OF GUJ

Appearance:

MR KR RAVAL for Petitioner

MR ST MEHTA APP for Respondent No. 1

CORAM : MISS JUSTICE R.M.DOSHIT

Date of decision: 19/09/2000

ORAL JUDGEMENT

This Revision under section 397 read with section 401 CRPC has been preferred by the accused in Sessions Case No. 76/93.

In Sessions Case No. 76/93, the accused was convicted of the offence punishable under section 20 of the Narcotic Drugs and Psychotropic Substances Act, 1985. The accused was sentenced with RI for five years and a fine of Rs.50,000/-, in default of payment of fine, SI for one year was imposed by the learned Assistant Judge, Mehsana. Feeling aggrieved, the accused had preferred Criminal Appeal No. 32/93. The said Appeal was dismissed by the learned Sessions Judge, Mehsana, by judgment and order dated 13th September, 1993. Feeling aggrieved, the accused has preferred the present Revision.

Both the courts below have held the accused guilty of possessing 'GANJA' to the extent of 3 Kgs. In view of the possession of 'GANJA' having been proved against the accused, neither the order of conviction, nor the order of sentence calls for interference.

Revision Application is dismissed. Rule is discharged.

(MS R.M.DOSHIT J)

JOSHI